



# House of Representatives

## File No. 747

General Assembly

January Session, 2017

**(Reprint of File No. 64)**

House Bill No. 5077  
As Amended by House Amendment  
Schedule "A"

Approved by the Legislative Commissioner  
May 11, 2017

### **AN ACT CONCERNING THE RETURN OF PRESCRIPTION DRUGS TO PHARMACIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (*Effective from passage*) Not later than July 1, 2018,
- 2 the Commissioner of Consumer Protection, with the advice and
- 3 assistance of the Commission of Pharmacy, shall adopt regulations, in
- 4 accordance with the provisions of chapter 54 of the general statutes, to
- 5 allow not more than fifty retail locations during the first year and not
- 6 more than an additional fifty retail locations in each year thereafter, at
- 7 pharmacies licensed pursuant to chapter 400j of the general statutes, to
- 8 accept and dispose of unused prescription drugs. Such regulations
- 9 shall: (1) Comply with federal law regarding the acceptance and
- 10 disposal of unused prescription drugs at pharmacies, (2) establish a
- 11 tracking and monitoring system and security requirements for such
- 12 drugs, and (3) specify locations within pharmacies where such drugs
- 13 may be accepted and stored. The commissioner, after consulting with
- 14 the Commissioner of Energy and Environmental Protection, shall
- 15 establish a process in such regulations to ensure the secure removal

- 16 and destruction of such unused prescription drugs including, but not  
17 limited to, allowing for optional prescription drug disposal agreements  
18 with law enforcement authorities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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### ***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

### ***Explanation***

The bill as amended results in no fiscal impact to the state or municipalities. The Department of Consumer Protection has sufficient expertise to develop and enforce new regulations allowing pharmacy collection of unused prescription drugs, provided such collection is within the specified limits.

House "A" struck the underlying bill, which had no fiscal impact.

### ***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

**OLR Bill Analysis****HB 5077 (as amended by House "A")\******AN ACT CONCERNING THE RETURN OF PRESCRIPTION DRUGS TO PHARMACIES.*****SUMMARY**

This bill requires the Department of Consumer Protection (DCP) commissioner, by July 1, 2018, and with the advice and assistance of the Commission of Pharmacy, to adopt regulations allowing licensed pharmacies to accept and dispose of unused prescription drugs.

The bill restricts the number of retail pharmacy locations that may collect the drugs to 50 during the first year and an additional 50 in each subsequent year. It also requires the regulations to:

1. comply with federal law on accepting and disposing of unused prescription drugs at pharmacies;
2. establish a tracking and monitoring system and security requirements for the drugs;
3. specify locations within pharmacies for accepting and storing the drugs; and
4. establish a process to ensure the drugs are securely removed and destroyed, including allowing for agreements with law enforcement.

Before establishing the removal and destruction process in the regulations, the bill requires the DCP commissioner to consult with the energy and environmental protection commissioner.

\*House Amendment "A" provides the regulation's content

requirements, phases in the number of retail locations that may collect the drugs, and adds the deadline for adopting the regulations.

EFFECTIVE DATE: Upon passage

## **BACKGROUND**

### ***Drug Disposal Programs***

Pursuant to the federal Secure and Responsible Drug Disposal Act of 2010, which amended the Controlled Substances Act, the Drug Enforcement Agency promulgated rules on the disposal of controlled substances. Under these rules, states may, among other things, allow retail pharmacies to voluntarily administer prescription drug mail-back programs and maintain collection receptacles (21 CFR § 1300, et seq.).

## **COMMITTEE ACTION**

General Law Committee

Joint Favorable

Yea 17      Nay 0      (03/07/2017)